

Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 297676
ORIGIN ARA-14

INFO OCT-01 ISO-00 OES-07 COME-00 L-03 IO-13 SP-02
EB-08 /048 R

DRAFTED BY ARA/RPP - CEFINAN:BJF
APPROVED BY ARA - RICHARD G. ARELLANO
ARA/CEN-D.JOHNSON(DRAFT)
ARA/RPP-J.PARKER
OES/OFA-B.HALLMAN(DRAFT)
COMM./NOAA-W.P.JENSEN(DRAFT)
L/OES-M.E.HOINKES(DRAFT)
-----035347 141118Z /14
R 140037Z DEC 77
FM SECSTATE WASHDC
TO AMEMBASSY SAN JOSE

LIMITED OFFICIAL USE STATE 297676

E.O. 11652: N/A

TAGS: EFIS, ETRD

SUBJECT: TUNA/PORPOISE EMBARGO

REF: SAN JOSE 4438

1. IF AMBASSADOR HAS NO OBJECTION, DEPARTMENT REQUESTS
THAT FOLLOWING THIRD PERSON NOTE BE PREPARED BY EMBASSY
FOR TRANSMITTAL TO FOREIGN MINISTRY.

2. COMPLIMENTARY OPENING. QUOTE AND HAS THE HONOR TO
TRANSMIT THE FOLLOWING RESPONSE FROM THE DEPARTMENT OF
STATE TO THE LETTER OF SEPTEMBER 1, 1977 FROM THE
MINISTER OF FOREIGN AFFAIRS OF THE REPUBLIC OF COSTA RICA
TO DEPUTY ASSISTANT SECRETARY OF STATE NEGROPONTE:
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 297676

3. THE DEPARTMENTS OF STATE AND COMMERCE HAVE STUDIED
WITH INTEREST THE LETTER OF THE FOREIGN MINISTER
CONCERNING UNITED STATES REGULATIONS GOVERNING THE
IMPORTATION OF YELLOWFIN TUNA INTO THE UNITED STATES.
BOTH DEPARTMENTS AGREE THAT OUR TWO NATIONS ARE IN ACCORD
ON A NUMBER OF POINTS. FOR INSTANCE:

-- THE COSTA RICAN EMPHASIS ON THE NEED FOR AN INTERNATIONAL SOLUTION TO THE PROBLEM OF PORPOISE MORTALITY

INCIDENTAL TO SEINING FOR TUNA IS CONSISTENT WITH THE LONG-TERM IDEAL CONTEMPLATED BY US LAW AND POLICY.

-- THE UNITED STATES AGREES THAT THE RESULTS OF THE SPECIAL INTER-AMERICAN TROPICAL TUNA COMMISSION MEETING JUNE 27-29, 1977 INDICATE A SIGNIFICANT STEP FORWARD IN EFFORTS TO DEVELOP AN EFFECTIVE INTERNATIONAL PORPOISE PROTECTION PROGRAM.

-- A NATION'S SUPPORT FOR SUCH INTERNATIONAL MEASURES IS TAKEN INTO ACCOUNT AS A VERY SIGNIFICANT FACTOR BY THE DEPARTMENT OF COMMERCE IN DETERMINING THAT SUCH NATION IS UNDERTAKING GOOD FAITH EFFORTS TO CONFORM TO US REQUIREMENTS.

-- THE NATIONAL MARINE FISHERIES SERVICE HAS FOUND THAT COSTA RICA MEETS THE ABOVE DEFINITION AND, AFTER SOME ADDITIONAL DOCUMENTATION, COULD BE UNAFFECTED BY THE EMBARGO PROVISIONS OF US REGULATIONS.

-- THE EFFECTIVE DATE OF THESE REGULATIONS WAS, SUBSEQUENT TO THE FOREIGN MINISTER'S LETTER, EXTENDED ONCE LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 STATE 297676

MORE BY THE DEPARTMENT OF COMMERCE, TO JANUARY 1, 1978, IN ORDER TO PROVIDE ADDITIONAL TIME FOR COUNTRIES AFFECTED TO OBTAIN FAVORABLE FINDINGS FROM THE NATIONAL MARINE FISHERIES SERVICE.

4. DEPARTMENT OF COMMERCE OFFICIALS HAVE OFFERED TRAINING TO COSTA RICAN FISHERIES OFFICIALS TO ENABLE THE GOVERNMENT OF COSTA RICA TO OBTAIN SUCH A FINDING IF IT CHOOSES TO DO SO. HOWEVER, WITH REGARD TO THE FOREIGN MINISTER'S REQUEST THAT THE EFFECTIVE DATE OF THE REGULATIONS BE EXTENDED TO PERMIT IMPLEMENTATION OF, INTER ALIA, MEASURES TO BE CONSIDERED AT THE ANNUAL MEETING OF THE IATTC OCTOBER 17-22, 1977, THE DEPARTMENTS OF STATE AND COMMERCE NOTE THAT THAT MEETING AND THE XXI INTERGOVERNMENTAL MEETING FOR THE CONSERVATION OF YELLOWFIN TUNA WERE SUSPENDED WITHOUT FINAL DECISIONS.

5. THE EMBASSY URGES THE GOVERNMENT OF COSTA RICA TO MAKE EVERY EFFORT TO PROVIDE U.S. AUTHORITIES WITH THE DOCUMENTATION NECESSARY TO PERMIT COSTA RICA TO EXPORT YELLOWFIN TUNA TO THE U.S. AFTER JANUARY 1, 1978. IN THIS CONNECTION, COSTA RICA MAY BE INTERESTED TO KNOW

THAT OTHER NATIONS WITH CONCERNS SIMILAR TO THOSE OF
COSTA RICA, SUCH AS MEXICO, ECUADOR, PANAMA, NICARAGUA
AND OTHERS, HAVE ALREADY PROVIDED OR INDICATED THEY ARE
PREPARED TO PROVIDE THE DOCUMENTATION REQUIRED BY U.S.

LAW. HOWEVER, IF COSTA RICA DOES NOT WISH TO EXPORT
YELLOWFIN TUNA TO THE UNITED STATES AFTER JANUARY 1, 1978
IT IS UNDERSTANDABLE THAT THE GOVERNMENT OF COSTA RICA
MAY NOT WISH TO APPLY FOR CERTIFICATION OF ITS CONFORMANCE
WITH UNITED STATES LAW AND REGULATION. IF AT ANY TIME
THE GOVERNMENT OF COSTA RICA WISHES TO MAKE SUCH APPLICA-
TION, THE DEPARTMENTS OF STATE AND COMMERCE WOULD BE
PLEASED TO ASSIST IN ANY WAY POSSIBLE. END QUOTE,
COMPLIMENTARY CLOSE.
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 04 STATE 297676

CHRISTOPHER

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TUNA
Control Number: n/a
Copy: SINGLE
Sent Date: 14-Dec-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE297676
Document Source: CORE
Document Unique ID: 00
Drafter: CEFINAN:BJF
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770465-0204
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19771256/aaaabvof.tel
Line Count: 138
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 3c473a04-c288-dd11-92da-001cc4696bcc
Office: ORIGIN ARA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 77 SAN JOSE 4438
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 12-Jan-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 237769
Secure: OPEN
Status: NATIVE
Subject: TUNA/PORPOISE EMBARGO
TAGS: EFIS, ETRD
To: SAN JOSE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/3c473a04-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009